

HOUSE BILL 1252

By Niceley

AN ACT to amend Tennessee Code Annotated, Title 4;
Title 11; Title 43; Title 44; Title 68 and Title 69,
relative to oversight of farm ponds.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 69, Chapter 3, Part 1, is amended by
adding the following as a new, appropriately designated section:

Section 69-3-1__.

(a) Notwithstanding any provision of law, rule or regulation to the
contrary, the department of agriculture shall have the power, duty and
responsibility to oversee farm ponds.

(b) A "farm pond" means any impoundment used only for providing water
for agricultural and domestic purposes for the owner or occupant of the farm, the
owner's or occupant's family, and invited guests, such as livestock and poultry
watering, irrigation of crops, recreation and conservation, but does not include
any impoundment for which the water, or privileges or products of the water, are
available to the general public.

SECTION 3. This act shall take effect July 1, 2007, the public welfare requiring it.